

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

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|----------------------------|---|------------------------------|
| WAYNE BERRY, |) | CIVIL NO. CV07-00172 SOM-LEK |
| |) | (Copyright) |
| Plaintiff, |) | |
| |) | DECLARATION OF LYLE S. |
| v. |) | HOSODA |
| |) | |
| DEUTSCHE BANK TRUST |) | |
| COMPANY AMERICAS (FKA |) | |
| BANKERS TRUST COMPANY), et |) | |
| al. |) | |
| |) | |
| Defendants. |) | |
| |) | |

DECLARATION OF LYLE S. HOSODA

LYLE S. HOSODA, do hereby state and declare as follows:

1. I am the principal attorney of the law firm of LYLE S.

HOSODA & ASSOCIATES, L.L.C., attorneys for Defendants Deutsche Bank
Trust Company Americas (fka Bankers Trust Company) and JP Morgan Chase
Bank.

2. I am licensed to practice law in all of the Federal and State

courts in the State of Hawaii.

3. Attached hereto as Exhibit A is a true and correct copy of select
pages of the Deposition of Wayne Berry taken on May 18, 2005, in Civil No. CV
03-00385 (SOM/LEK).

4. Attached hereto as Exhibit B is a true and correct copy of the Discovery Order issued by the Honorable Leslie Kobayashi on August 3, 2007.

5. Attached hereto as Exhibit C is a true and correct copy of the Notice of Intent to Withdraw, filed on August 6, 2007, in Civil No. CV 03-00385 (SOM/LEK).

6. Attached hereto as Exhibit D is a true and correct copy of a letter dated January 30, 2007 from Plaintiff's counsel, Timothy J. Hogan, Esq. and submitted to the Honorable Leslie Kobayashi.

7. Attached hereto as Exhibit E is a true and correct copy of Corporate Summaries of Deutsche Bank Trust Company Americas and JP Morgan Chase Bank.

8. Attached hereto as Exhibit F is a true and correct copy of the Declaration of Albert Fischetti, dated August 3, 2007 and filed herein on August 6, 2007.

9. Attached hereto as Exhibit G is a true and correct copy of the Declaration of Roger Odell, dated August 3, 2007 and filed herein on August 6, 2007.

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I, LYLE S. HOSODA, do declare under penalty of law that the foregoing is true and correct.

DATED: Honolulu, Hawaii, August 10, 2007.

/s/ Lyle S. Hosoda
LYLE S. HOSODA